

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

PONCIANO AUSTRIA,

Plaintiff,

v.

C/O CASEY TORY *et al.*,

Defendants.

CASE NO. C07-5279RBL

ORDER DIRECTING A RESPONSE  
TO PLAINTIFF'S MOTION FOR  
AN INTERPRETER

Plaintiff, Ponciano Austria, is a Washington State prisoner who is currently incarcerated at the Stafford Creek Corrections Center in Aberdeen, Washington. In June 2007, plaintiff filed a Civil Rights Action pursuant to 42 U.S.C. § 1983, together with an application to proceed *in forma pauperis*. Plaintiff also filed a motion for appointment of an interpreter to help him proceed with this litigation (Dkt. # 3).

Plaintiff asserts in his documents that he is a Filipino and speaks English as a second language (Dkt. # 3). Plaintiff does not indicate he speaks the official language of the Philippines, Tagalog, as his native tongue. He asks the court to appoint a special interpreter to assist him in this case.

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1 The court views this motion as raising an access to courts issue. It is therefore appropriate to  
2 determine what resources the Department of Corrections has available for plaintiff to aid him in  
3 understanding and communicating in English. The Defendants are in a position to address this issue  
4 through counsel<sup>1</sup>. Counsel for defendants is ordered to respond to plaintiff's motion outlining what  
5 resources are available to aid plaintiff in seeking access to court.

6 A response will be due on or before **August 10, 2007**, any reply Mr. Austria wishes to file  
7 must be filed and served on counsel on or before **August 17, 2007**.

8 The court re-notes plaintiff's motion to appoint an interpreter, (Dkt. # 3), for **August 17<sup>th</sup>,**  
9 **2007**. The Clerk is directed to send copies of this Order to the plaintiff and to the Attorney General's  
10 Office Criminal Justice Division.

11  
12 DATED this 3 day of July, 2007.

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14 /S/ J. Kelley Arnold  
15 J. Kelley Arnold  
16 United States Magistrate Judge  
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23 <sup>1</sup> The court has just ordered service be attempted by mail. Counsel has not yet appeared  
24 for the defendants and the defendants have not yet appeared.